



P/3425-16

In re Patent Application of:

Peter BEHMANN	Date	: November 24, 2003
Serial No. : 10/026,323	Group Art Unit	: 2855
Filed : December 18, 2001	Examiner	: Max H. Noori
Confirmation No. : 8065		
For	: LOAD MONITORING TEST DEVICE FOR A PATIENT'S FOOT	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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AMENDMENT/SUBMISSION

Sir:

This is a response to the Office Action mailed August 22, 2003 in the above-identified application. Reconsideration of the application is respectfully requested.

FEE CALCULATION

Any additional fee required has been calculated as follows:

X If checked, "Small Entity" status is claimed.

NO. CLAIMS	HIGHEST NO.
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AFTER	PREVIOUSLY
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ADDIT.

AMENDMENT	PAID FOR		EXTRA PRESENT	RATE	FEE
TOTAL 19 MINUS 20	*	=	0	X (\$9 SE or \$18)	\$ 0
INDEP. 4 MINUS 3	**	=	1	X (\$43 SE or \$86)	\$ 43.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				X (\$145 SE or \$290)	\$
* not less than 20 ** not less than 3				TOTAL	\$ 43.00

Please charge the foregoing claim fee to our Deposit Account No. 15-0700.

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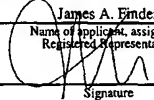
The test device of Pfeiffer US '375 is also an electrical version of the same kind as Gradisar with the only difference being that in this case the actual load-receiving contact assembly is provided by a bellows 44 which is connected via fluid tubes 36, 38 to the signal box 40 having an alarm 70 which will be actuated when contacts 52 and 56 come into contact with each other under a predetermined load. This known test device therefore misses as well a washer having a snap portion of the kind as specified in claim 2 and new claim 11.

The reference to Gorla US '319 adds little if anything to the two main reference documents. Gorla simply discloses footwear to which visibility aids are attached as distinguishing or decoration elements. No indication whatsoever may be found in this document in respect to any possible existence also of a test device of the kind as disclosed by the subject patent application and/or as disclosed by either Gradisar of Pfeiffer, so this reference is therefore submitted to be merely cumulative prior art. Gorla moreover also misses a washer of the kind as defined in claim 2 and new claim 11.

The remaining prior art documents have been carefully checked and are submitted not to disclose or suggest a test device of the kind according to any of the independent claims.

In view of the foregoing amendments and remarks, allowance of claims 2-8 and 11-22 is requested.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 24, 2003:

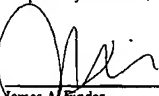


Name of applicant, assignee or
Registered Representative

Signature

November 24, 2003
Date of Signature

Respectfully submitted,



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